



EXPRESS MAIL NO.: EV 447410106 US

PATENT

DATE DEPOSITED: March 12, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Dennis E. McGill, et al.

Serial No.: 10/650,372

Group No.: 3652

Filed: 08/28/2003

Examiner: Unknown

For: APPARATUS FOR LIFTING  
AND MOVING A WORKLOAD

Dkt.No.: 4945.007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This  
Information Disclosure Statement

The following sections are being submitted for this  
Information Disclosure Statement:

1. ☒ Preliminary Statements
2. ☒ Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
3. ☒ Statement as to Information Not Found in Patents or Publications
4. ☐ Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted
5. ☐ Cumulative Patents or Publications
6. ☒ Copies of Listed Information Items Accompanying this Statement
7. ☐ Concise Explanation of Non-English Language Listed Information Items
- 7A. ☐ EPO Search Report

7B. [ ] English Language Version

8. [ ] Translation(s) of Non-English Language Documents
9. [ ] Concise Explanation of English Language Listed Information Items (Optional)
10. [X] Identification of Person(s) Making this Information Disclosure Statement

**Section 1. Preliminary Statements**

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

**Section 2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)**

- [X] A completed Form PTO/SB/08A and/or Form PTO/SB/08B is attached hereto.

**Section 3. Statement as to Information Not Found in Patents or Publications (Information Not Listed in Form PTO-1449)**

A portable apparatus for supporting, moving, lifting, lowering, and/or tilting a workload is formed by an expandable base frame, a mast, a lifting assembly, a tilting assembly, and a translation assembly. The portable apparatus can be translated generally along a surface to a workload on the translation assembly. The workload can be positioned so that at least a portion of the workload is supported by the lifting assembly. The lifting assembly can lift the workload generally along the mast to a desired elevated position. Further, the tilting assembly can tilt the mast, and thus the workload, so that the workload can be lifted through an overhead opening to an elevated installation location.

**Section 4. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted**

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. \_\_\_\_\_, now U.S. Patent No. \_\_\_\_\_, filed on \_\_\_\_\_.

*(complete the following, if applicable)*

☐ This application also relies, under 35 U.S.C. 120, on the earlier filing date of prior application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_ (date).

The following references were submitted to, and/or cited by, the Office in the prior application(s) and therefore, are not required to be provided in this application:

**Section 5. Cumulative Patents or Publications**

**STATEMENT**

\_\_\_\_\_ is cumulative of the following patents or publications listed on Form PTO-1449:

In accordance with 37 C.F.R. § 1.98©), a copy of only \_\_\_\_\_ is being submitted with this Information Disclosure Statement.

**Section 6. Copies of Listed Information Items Accompanying this Statement**

Legible copies of all items listed in Form PTO-1449 (Modified) accompany this information disclosure statement.

☐ Exception(s) to above:

☐ Items in prior application from which an earlier filing date is claimed for this application, as identified in Section 4.

☐ Cumulative patents or publications identified in Section 5.

**Section 7. Concise Explanation of Non-English Language Listed Information Items**

**Section 7A. Concise Explanation of Non-English Language Listed Information Items - EPO Search Report**

The relevance with respect to the following citations listed on Form PTO-1449:

is submitted on the basis of accompanying:

*(check the appropriate item)*

- ☐ EPO search report that is in the English language,
- ☐ EPO search report that is not in the English language and that is accompanied also by an English language version of the EPO search report,

that issued on the corresponding European patent application.

**Section 7B. Concise Explanation of Non-English Language Listed Information Items - English Language Version of EPO Search Report**

**Section 8. Translation(s) of Non-English Language Documents**

- ☐ Submitted herewith is an English translation of the following foreign language patents, publications or information or of those portions of those patents, publications or information considered to be material:

*(complete the following, if applicable)*

- ☐ No English language translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.
- ☐ The following foreign language documents submitted are believed to be the equivalent or substantial equivalent

of the English language documents identified below, which are also submitted herewith.

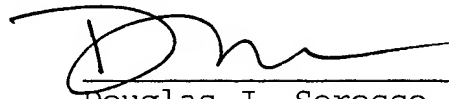
**Section 9. Concise Explanation of English Language Listed Information Items (OPTIONAL)**

**Section 10. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT**

The person making this statement is the agent/attorney who signs below on the basis of the information:

- ☐ supplied by the inventor(s)
- ☐ supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56<sup>©</sup>)).
- ☒ in the agent/attorney's file

Respectfully submitted,



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Attorney for Applicant(s).

Express Mail: EV 447410106 US  
Date Deposited: 03/12/2004

PTO/SB/08A (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

### Complete if Known

Application Number	10/650,372
Filing Date	08/28/2003
First Named Inventor	Dennis E. McGill, et al.
Group Art Unit	3652
Examiner Name	Not Yet Assigned
Attorney Docket Number	4945.007

### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	1	2539233		Dickson	01/23/1951	
	2	2598489		Bayer, et al.	05/27/1952	
	3	2827184		Mueller	03/18/1958	
	4	4015686		Bushnell, Jr.	04/05/1977	
	5	4421209		Vermette, et al	12/20/1983	
	6	4536123		Snyder	08/20/1985	
	7	4728245		Shelton	03/01/1988	
	8	4738582		Roberts	04/19/1988	
	9	4944648		Parr	07/31/1990	
	10	4987976		Daugherty	01/29/1991	
	11	5122027		Tabayashi	06/16/1992	
	12	5344278		Emig, Jr.	09/06/1994	
	13	5379814		Posly	01/10/1995	
	14	5489183		Malden, et al.	02/06/1996	
	15	5618154		Irons, Jr., et al.	04/08/1997	
	16	5647720		Golicz, et al.	07/15/1997	
	17	5944474		Cummins, et al.	08/31/1999	

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	A		565,537 Belgium			03/08/1958		

Examiner  
Signature

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Commissioner for Patents  
SEND TO: P.O. Box 1450, Alexandria, VA 22313-1450

03-15-04

APPROVED

PTO DEPOSIT ACCOUNT CHARGE  
ACCOUNT NO. 1790

Express Mail No. EV 447410106 US

Deposited on: March 12, 2004

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/650,372
Filing Date	08/28/2003
First Named Inventor	Dennis E. McGill, et al.
Group Art Unit	3652
Examiner Name	Not Yet Assigned
Attorney Docket Number	4945.007

Total Number of Pages in This Submission

## ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form  
☐ Fee Attached  
☐ Amendment / Reply  
☐ After Final  
☐ Affidavits/declaration(s)  
☐ Extension of Time Request  
☐ Express Abandonment Request  
☒ Information Disclosure Statement  
☐ Certified Copy of Priority Document(s)  
☐ Response to Missing Parts/ Incomplete Application  
☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)  
☐ Drawing(s)  
☐ Licensing-related Papers  
☐ Petition  
☐ Petition to Convert to a Provisional Application  
☐ Power of Attorney, Revocation Change of Correspondence Address  
☐ Terminal Disclaimer  
☐ Request for Refund  
☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication to Group  
☐ Appeal Communication to Board of Appeals and Interferences  
☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  
☐ Proprietary Information  
☐ Status Letter  
☒ Other Enclosure(s) (please identify below):

See remarks below:

### Remarks

1. Transmittal Form (1 page);
2. Fee Transmittal (1 page);
3. Information Disclosure Statement (5 pages);
4. IDS By Applicant (PTO/SB/08A) (1 page);
5. Copies of Cited References; and
6. Return Receipt Postcard.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	DUNLAP, CODDING & ROGERS, P.C., Customer Number 30589 Attn.: Douglas J. Sorocco, P. O. Box 16370, Oklahoma City, Oklahoma 73113
Signature	
Date	3.12.04

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail or U.S. Express mail no. EV 447410106 US in an envelope addressed to the address below on this date: March 12, 2004

Typed or printed name	Douglas J. Sorocco, Reg. No. 43,145
Signature	

Date 3.12.04

SEND TO: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Express Mail No.: EV 447410106 US  
Date Deposited: 03/12/2004

PTO DEPOSIT

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 0

## Complete if Known

Application Number	10/650.372
Filing Date	08/28/2003
First Named Inventor	Dennis E. McGill, et al.
Examiner Name	Not Yet Assigned
Art Unit	3652
Attorney Docket No.	4945.007

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 04-1700  
Deposit Account Name: Dunlap, Coddling & Rogers, P.C.  
Customer No. 30589

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$ ) 0

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	** =	X	\$0
Multiple Dependent	** =	X	\$0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 0

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 0

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Douglas J. Sorocco	Registration No. (Attorney/Agent)	43,145	Telephone	(405) 607-8600
Signature		Date	03/12/2004		

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PO Box 1450, Alexandria, VA 22313-1450